

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

KEVIN GIBBONS
and JOHN CONTE,

Plaintiffs,

V.

CHAMPION WINDOW COMPANY
OF BOSTON SOUTH, LLC,

Defendant.

Civil Action No. 04CV10453RWZ

CERTIFICATION PURSUANT TO
LOCAL RULE 16.1(D) (3)

Defendant, Champion Window Company of Boston South, LLC, and the undersigned counsel hereby affirm that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course-- -- and various alternative courses-- --of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

CHAMPION WINDOW COMPANY
OF BOSTON SOUTH, LLC

By its attorney,

/s/Adam J. Brodsky
Adam J. Brodsky (BBO #548018)
72 Sharp Street, Unit A9
Hingham, MA 02043
(781) 340-6900

Dated: May 7, 2004
ChampionConteGibbonsCertification.doc